

PUBLIC SERVICE COMMISSION OF WISCONSIN

Minutes and Informal Instructions of the Open Meeting of
Thursday, July 9, 2009

The Public Service Commission of Wisconsin (Commission) met as noticed. Present were Chairperson Callisto, Commissioner Meyer, and Commissioner Azar.

Minutes

The Commission approved the minutes of the Open Meeting of Thursday, July 2, 2009.

1250-CW-102 – Application of City of Colby Municipal Water Utility, Clark and Marathon Counties, Wisconsin, to Construct Improvements to Convert a Test Well into Production Well No. 13 for Supplying Raw Water to the Existing Treatment for Wells No. 2 and 4

The Commission approved the Notice of Investigation and directed it be signed by the Secretary to the Commission on behalf of the Commission.

5-AE-177 – Application of American Transmission Company LLC and Wisconsin Public Service Corporation for Approval of a Capacitor Lease Agreement

The Commission discussed the provisions of the draft final decision prepared in this docket.

The Commission directed the Gas and Energy Division to modify and prepare a new draft final decision consistent with its discussion.

The Commission directed that the modified version of the draft final decision shall be submitted to the Commission for final review and approval.

6680-AE-112 – Application for Approval of an Affiliated Interest Contract Between Wisconsin Power and Light Company and Cedar Rapids and Iowa City Railway Company for an Affiliated Interest Agreement

The Commission modified and approved the Final Decision and directed it be signed by the Secretary to the Commission on behalf of the Commission.

5-AE-153 – Application of American Transmission Company LLC, Wisconsin Power and Light Company, Wisconsin Electric Power Company, Madison Gas and Electric Company, Wisconsin Public Service Corporation, and Upper Peninsula Power Company for Approval of a Project Services Agreement and Common Facilities Agreement and Termination of a Transitional Services Agreement

This item was laid over at the request of the Commission.

6630-CE-302 – Application of Wisconsin Electric Power Company for a Certificate of Public Convenience and Necessity to Construct a Wind Electric Generation Facility and Associated Electric Facilities, to be Located in the Towns of Randolph and Scott, Columbia County, Wisconsin

1-IC-420 – Application for Intervenor Compensation Filed by Coalition for Wisconsin Environmental Stewardship for \$31,425 to Participate in Docket 6630-CE-302

The Commission discussed the application for intervenor compensation filed on behalf of the Coalition for Wisconsin Stewardship (CWEST) to participate in Wisconsin Electric Power Company's application for a certificate of public convenience and necessity to construct the Glacier Hills Wind Park.

The Commission requested that CWEST submit an updated application for intervenor compensation, providing more specific information on hourly rates to be charged and the testimony to be provided by the expert witnesses.

This item was laid over at the request of the Commission.

5-TI-1875 – Application of CoreTel Wisconsin, Inc., for Establishment of an Interconnection Agreement with Wisconsin Bell, Inc., d/b/a AT&T Wisconsin, Under Provisions of the FCC AT&T/BellSouth Merger Order

Petitions for Rehearing Filed by AT&T Wisconsin and CoreTel Wisconsin, Inc.

The Commission discussed the petitions for rehearing filed on behalf of Wisconsin Bell, Inc., d/b/a AT&T Wisconsin (AT&T Wisconsin), and CoreTel Wisconsin, Inc. (CoreTel), together with its Final Decision issued in this docket on May 29, 2009.

The Commission denied the petition for rehearing of AT&T Wisconsin.

The Commission denied the petition for rehearing and reopening filed on behalf of CoreTel.

The Commission directed the Telecommunications Division to draft an order, consistent with its discussion, denying the petitions for rehearing and clarifying its Final Decision.

**6720-TI-219 – Complaint of Chibardun Telephone Cooperative and CTC Telcom, Inc.,
Against Wisconsin Bell, Inc.**

Consideration of Initial Filings

Commissioner Azar recused herself from this agenda item and was not present in the meeting room during the discussion of this matter.

The Commission granted the request to open a docket filed on behalf of Chibardun Telephone Cooperative and CTC Telcom, Inc., to address their complaint against AT&T Wisconsin.

The Commission delegated to the Administrator of the Telecommunications Division authority to decide the case. The Administrator may sub-delegate to the Administrative Law Judge the hearing and any procedural matters as may be appropriate.

The Commission directed the Telecommunications Division to draft an order and notice consistent with its discussion.

6690-109033 – Complaint Filed by Mr. Ashvin Maisurya Against Wisconsin Public Service Corporation

The Commission determined that the request filed on behalf of Mr. Ashvin Maisurya for a formal investigation of his complaint against Wisconsin Public Service Corporation (WPSC), related to his claim that he is not responsible for the backbill from WPSC, is without merit.

The Commission directed the Division of Water, Compliance and Consumer Affairs to draft an order consistent with its discussion.

Update on Eastern Interconnection Planning

Commissioner Azar provided an oral update on Eastern Interconnection Planning and the issues discussed at the meeting held in Washington, D.C. on June 28-29, 2009.

6680-CE-173 – Application by Wisconsin Power and Light Company to Construct up to 200 MW of Wind Generation to be Called Bent Tree Wind Farm, in Freeborn County, in South Central Minnesota

The Commission discussed the record in this docket and made determinations, including the following:

1. The EGEAS modeling performed by Commission staff is adequate for determining whether the Bent Tree Wind Farms is in the public interest.

2. The record in this docket is adequate for determining that the application meets the requirements for issuance of a Certificate of Authority under Wis. Stat. § 196.49 and Wis. Admin. Code ch. PSC 112.
3. The proposed project represents progress toward meeting Wisconsin Power and Light Company's (WP&L) Renewable Portfolio Standard obligations for 2010-2014. In addition, economic analyses of the project by both Commission staff and WP&L show that, under all likely scenarios, the project provides resources reasonably needed to serve its customers at the least cost.
4. No single brownfield site, or set of contiguous brownfield sites, are available that would be of sufficient size and would meet siting criteria of available wind resources, land and electric infrastructure.
5. The project is the most economic alternative for WP&L's customers and should be authorized as proposed.

The Commission directed the Gas and Energy Division to draft an order consistent with its discussion.

The Commission adjourned the meeting at 12:27 p.m.

Sandra J. Paske
Secretary to the Commission